

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 866 OF 2003

Dr. Ravin Thatte

...Petitioner

Versus

Municipal Corporation of Greater Mumbai & Ors.

...Respondents

Dr. Virendra V. Tulzapurkar instructed by M/s. A.R. Vaidya & Co.
for the Petitioner

Mrs. Priti Purandare for Respondent Nos. 1 to 4

Mr. Sudip Sen with Mr. Amit Pradhan instructed by M/s. ANS Law
Associates for Respondent No. 5

Mr. J.A. Shah for Respondent No. 6.

**CORAM: DALVEER BHANDARI, C.J., &
S.J. VAZIFDAR, J.**

DATE: JUNE 14, 2005.

P.C.

1. Dr. Tulzapurkar, learned senior counsel, appearing for the petitioner, submits that since the Agreement of respondent Nos. 5 and 6 with the Municipal Corporation of Greater Mumbai is expiring on 16th June, 2005, therefore, he wishes to withdraw this petition. Leave as prayed

is granted. This petition is dismissed as withdrawn.

2. At this stage, however, the learned counsel appearing for the Corporation has drawn our attention to the order dated 8th June, 2005 passed by the Additional Municipal Commissioner from the original file, in which it is stated that on the basis of the joint inspection carried out on 29th December, 2004, it is felt that the earlier decision to revoke the permission is now re-considered and the permission to KRISS (respondent No. 5 herein) for maintenance of the garden would be revived with necessary condition. The learned counsel undertakes to supply a copy of the order to the petitioner within two weeks.

CHIEF JUSTICE

S.J. VAZIFDAR, J.